

**COMMONWEALTH OF VIRGINIA
Department of Environmental Quality
South Central Regional Office**

STATEMENT OF LEGAL AND FACTUAL BASIS

Addendum to the December 21, 2001 Statement of Legal and Factual Basis

Burlington Industries LLC Hurt Plant
797 Main Street - Pittsylvania, Virginia
Permit No. SCRO30379

Title V of the 1990 Clean Air Act Amendments required each state to develop a permit program to ensure that certain facilities have federal Air Pollution Operating Permits, called Title V Operating Permits. As required by 40 CFR Part 70 and 9 VAC 5 Chapter 80, Burlington Industries, Inc. has applied for a Title V Operating Permit for its Hurt, Virginia facility. The Department has reviewed the application and has prepared a draft Title V Operating Permit.

Engineer/Permit Contact: _____ Date: _____

Air Permit Manager: _____ Date: _____

Regional Director: _____ Date: _____

FACILITY INFORMATION

Permittee

WLR Burlington Finance Acquisition LLC
3330 West Friendly Ave.
Greensboro, NC 27410

Facility

Burlington Industries LLC Hurt Plant
P. O. Box 2000
Hurt, VA 24563

AIRS ID No. 51-143-0003

PERMIT AMENDMENT INFORMATION

This amendment is being generated to incorporate equipment that was installed per an NSR permit that was issued on March 21, 2002 and amended on September 30, 2003. Some of the equipment that was permitted in the March 21, 2002 permit has not been installed. The September 30, 2003 permit amended the March 21, 2002 permit to remove the equipment that would not be installed.

COMPLIANCE STATUS

A full compliance evaluation of this facility, including a site visit, was conducted on September 22, 2003. In addition, all reports and other data required by permit conditions or regulations, which are submitted to DEQ, are evaluated for compliance. Based on these compliance evaluations, the facility has not been found to be in violation of any state or federal applicable requirements at this time.

EMISSION UNIT AND CONTROL DEVICE IDENTIFICATION

The following emissions units added to this facility consist of:

Two 10 foot dye becks (LP-82 and LP-83)
Two 6 foot dye becks (LP-85 and LP-86)
One Kenyon carbonizer (CB-1) with dryer rated at 2,000 pounds per hour
One Osthoff flame singer (SG-1) rated at 10,800 yards per hour

See Condition II.A. for detailed information on equipment.

EMISSION UNIT APPLICABLE REQUIREMENTS - (Fabric Finishing)

Limitations

Conditions XIII.A.1.- 3. contain the control requirements. These are taken from the minor NSR permit issued 09/30/03.

Condition XIII.A.4. contains the approved fuels. This is taken from the minor NSR permit issued 09/30/03. On December 5, 2003, the source requested the addition of natural gas as an approved fuel for the flame singer. The Btu input to the flame singer is less than 1 MMBtu/hr. This change in fuels is permit exempt, per 9 VAC 5-80-1320 B.1.d. This addition is being included in the Title V permit.

Conditions XIII.A.5. – 7. contain the emissions limitations. These are taken from the minor NSR permit issued 09/30/03.

Conditions XIII.A.8. Contain the opacity limitations. These are taken from the minor NSR permit issued 09/30/03. There are no opacity limitations on the dye becks, since there are no anticipated visible emissions.

Monitoring

Condition XIII.A.3. requires that the scrubber be equipped with a device to continuously measure water flow to the sprays.

Condition XIII.B. contains the opacity periodic monitoring. Monitoring of visible emissions will be required of the source to make an observation of the singer and the carbonizer stacks at least one time per week, when the units are operating. They are to observe for the presence of visible emissions from the stack. If visible emissions are observed, the permittee will have the option to take timely corrective action to resume operations without visible emissions or perform a VEE in accordance with 40 CFR 60, Appendix A, Method 9 to assure visible emissions compliance. The permittee will keep a log of observations, any VEE recordings, and any corrective actions. If the unit has not operated during the week, this fact shall be noted in the log, and that the visible emission observation was not required. Also, if visible emissions have been conducted for 12 consecutive weeks with and no visible emissions are seen, the permitted may reduce the monitoring frequency to one per month for that stack.

Recordkeeping

Condition XIII.C. contains the record keeping requirements. These are taken from the NSR permit issued 09/30/03. The permit includes requirements for maintaining records of all maintenance and training required by the permit.

Testing

The portion of the permit (Condition XIII) that is being amended, does not require source testing.

Reporting

The only reporting that is required is in the General Conditions.

Streamlined Requirements

There are no streamlined requirements

GENERAL CONDITIONS

The General Conditions have been adjusted to comply with the current boilerplate.

The permit contains general conditions required by 40 CFR Part 70 and 9 VAC 5-80-110 that apply to all Federal-operating permitted sources. These include requirements for submitting semi-annual monitoring reports and an annual compliance certification report. The permit also requires notification of deviations from permit requirements or any excess emissions.

FUTURE APPLICABLE REQUIREMENTS

The facility may be subject to the textile MACT (40 CFR 63 Subpart OOOO) since the facility dyes textiles. Compliance date for existing sources subject to this MACT is May 29, 2006.

CONFIDENTIAL INFORMATION

The permittee did not submit a request for confidentiality. All portions of the Title V application are suitable for public review.

PUBLIC PARTICIPATION

The proposed permit amendment will be placed on public notice in the Altavista Journal from December 10, 2003 to January 9, 2004.